



September 11, 2013

Via Email: 5709-41701224@requests.muckrock.com

CJ Ciaramella
MuckRock News
DEPT MR 5709
PO Box 55819
Boston, MA 02205-5819

Dear Mr. Ciaramella:

This letter responds to your correspondence dated May 23, 2013 which, pursuant to FOIL, requested:

all emails from the Governor's office related to the New York Secure
Ammunition and Firearms Enforcement (SAFE) Act of 2013.

We have performed a diligent search for the records you request and have located two hundred twenty-two (222) pages that respond to your FOIL request. The responsive documents are being provided to you electronically, as you requested. They are attached to the email transmitting this letter.

Please be advised that certain documents located by the Executive Chamber are exempt from disclosure. Public Officers Law § 87(2)(a) precludes access to records that are "specifically exempted from disclosure by state or federal statute." Certain records that respond to your request are exempt from production pursuant to Civil Practice Law and Rules 4503(a) and 3101(c) because they constitute confidential communications made between an attorney and his or her client or attorney work product.

In addition, certain documents are exempt from disclosure because they are inter-agency or intra-agency materials as defined in Public Officers Law § 87(2)(g). In other words, the exempt documents consist of communications between representatives of an "agency," as that term is defined by Public Officers Law § 86(3). In contrast to "statistical or factual tabulations or data," the exempt records consist of recommendations, opinions, ideas, or advice that was exchanged as part of the deliberative process of government decision making. Similarly, portions of the disclosable documents have been redacted because they contain inter-agency or intra-agency materials.

Pursuant to Public Officers Law § 89(4)(a), you have thirty (30) days to take a written appeal of this determination. You may make an appeal by writing: FOIL Appeals Officer, Executive Chamber, State of New York, Albany, New York, 12224.

Very truly yours,

A handwritten signature in black ink, reading 'George Stiefel III'. The signature is written in a cursive style with a large, stylized 'G' and 'S'.

George Stiefel III
FOIL Counsel
Records Access Officer